

**LEGISLATIVE DIGEST
OF THE
RUTHERFORD COUNTY
BOARD OF COMMISSIONERS**

Thursday, October 16, 2008

- A.** Mr. Chairman, Ernest Burgess, called the regular session of the Rutherford County Board of Commissioners to order at 6:00 p.m. on Thursday, October 16, 2008, in the Courtroom of the Rutherford County Courthouse in Murfreesboro, Tennessee.
- B.** Commission Chaplain, Doug Shafer, led the invocation.
- C.** Commissioner Bob Peay led the pledge to our flag.
- D.** Twenty-one (21) commissioners of the Rutherford County Board of Commissioners were present for the opening of the Legislative Meeting.
- E.** The September, 2008, Legislative Meeting Minutes were adopted.
- F.** PUBLIC COMMENTS:

Donald Todd spoke in support of not changing Post Employment Benefits for County Employees.

Glen Cummings of the Rodgers Group spoke against a 1500-foot setback for property that would otherwise allow for the expansion of their extraction facility.

G. RESOLUTION OF SYMPATHY

- 1. A Resolution of Sympathy in honor of Johnny Mosby was adopted.
- 2. A Resolution of Sympathy in honor of James Howard Todd, Sr. was adopted.

H. ELECTIONS & CONFIRMATIONS

- 1. The Notary applicants were elected.
- 2. Tony Webb, Jr. was named to the Board of Zoning Appeals.
- 3. Michael Anderson and Mike Avery were re-appointed to the Beer Board while William L. Murray was named as an alternate member.
- 4. A Linebaugh Library Board vacancy was announced.
- 5. A vacancy on the Correctional Work Center Board was announced.

L. UNFINISHED BUSINESS

Commissioner Anthony Johnson asked Finance Director Lisa Nolen to rebut “Public Comments” wherein a citizen referenced county finance procedures as pertains to employee benefits. Nolen indicated Governmental Accounting Standards require the county to determine and report their liability for other post employment benefits in the financial statements. She said if the county commission decides to pre-fund this liability, a trust would need to be established. Nolen, to clarify, said the standard does not affect the position of County Trustee.

M. PUBLIC HEARINGS – 6:30 P.M.

1. The Rezoning and Conditional Use Permit Request, 08-A027, Rucker Road, owned by Prentiss Holt, was amended and ultimately approved
2. The Conditional Use Permit, 08-A032, 6817 Lebanon Pike, owners Rick and Malina Wigginton, was amended and ultimately approved.
3. The Conditional Use Permit, 08-A033, 4111 Barfield Crescent Road, owned by Guy and Amy Dearmon, was approved.
4. The Conditional Use Permit, 08-A034, 6008 Baker Road, Carolina Gallentine, was approved.
5. Permit request 08-A035 was removed from the agenda prior to the meeting.
6. Zoning Resolution Amendment of Section 7.03, in reference to resource production and extraction, was approved.

N. REPORTS BY STANDING COMMITTEES

1. PURCHASING COMMITTEE REPORT

- A. The report was approved and accepted.

2. BUDGET, FINANCE & INVESTMENT COMMITTEE

- A. A resolution to authorize General Fund Budget Amendments was approved.
- B. The hours of operation at the Smyrna location of CareHere were amended
- C. A grant contract for DUI Court was authorized.
- D. An amendment to the General Purpose School Fund was approved.
- E. The Commission authorized the purchase of the “Hutcheson & Elrod” property for use by Rutherford County Schools.

- F. The Commission authorized the issuance of a \$15 million Interfund Bond.
- G. The Commission authorized a "General Obligation Bond" of \$44.6 million.
- H. The Commission authorized a "General Obligation Bond" of \$15 million.

3. HEALTH & EDUCATION COMMITTEE

- A. Rutherford County Schools Director Harry Gill and Deputy Director Jim Clardy reported the state of the Education Department.

4. PROPERTY MANAGEMENT COMMITTEE

- A. No Report

5. PUBLIC SAFETY COMMITTEE

- A. No Report

6. PUBLIC WORKS & PLANNING COMMITTEE

- A. A resolution to provide for a zoning action at the Wilson County line was approved.
- B. A resolution to provide for drainage easements was approved.
- C. The Commission provided for discussion of a potential "Declaratory Judgment Action" in reference to previous action taken on a request to expand property for "resource extraction." The Commission moved to have the County Attorney proceed with the request for the Judgment Action by the Courts.

7. STEERING, LEGISLATIVE & GOVERNMENTAL COMMITTEE

No Report

8. ANY OTHER BUSINESS

There being no further business, Mr. Chairman, Ernest Burgess, adjourned the Rutherford County Board of Commissioners Legislative Meeting. Time of adjournment was 9:45 pm. ****

Georgia Lynch, Rutherford County Clerk

Rick Spence, Legislative Secretary

****** This document is a public record. Complete Legislative Minutes and all related documentation is available for review at the Office of the Rutherford County Clerk.**